IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No.753 of 2006 (M/B)

1. Sarwjan Kalyan Samiti,
   Damuadhunga, Kathgodam,
   Haldwani, District Nainital, Uttaranchal,
   Through its President Sri Tara Dutt Pandey,
2. Sri Tara Dutt Pandey S/o Sri S.N. Pandey,
   President of Sarwjan Kalyan Samiti,
   Damuadhunga, Kathgodam,
   Haldwani, District Nainital. ……. Petitioners

Versus

1. State of Uttaranchal,
   through District Magistrate, Nainital.
2. Chief Engineer (North),
   Irrigation Department, Uttaranchal,
   Haldwani, District Nainital.
3. Executive Engineer, Irrigation Department,
   Haldwani, District Nainital.
4. Executive Engineer,
   Public Works Department,
   Construction Division, Haldwani,
   District Nainital.
5. Executive Engineer, Uttaranchal Jal Sansthan,
   Haldwani, District Nainital.
6. Senior Superintendent of Police, Nainital.
   Zila Panchayat, Raj Nainital.
7. Executive Officer,
   Zila Panchayat, Nainital. ……. Respondents

Mr. M.S. Pal, Senior Counsel with Mr. D.N. Sharma, Advocate for the petitioners.
Mr. J.:P. Joshi, Addl. Chief Standing Counsel for respondents Nos. 1 to 6.
Mr. Raveendra Singh Bisht, Advocate for respondent No.7.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. M.S. Pal, Senior Counsel with Mr. D.N. Sharma, Advocate for the petitioners.

Mr. J.:P. Joshi, Addl. Chief Standing Counsel for respondents Nos. 1 to 6.

Mr. Raveendra Singh Bisht, Advocate for respondent No.7.

2. Mr. M.S. Pal, the learned Senior counsel for the petitioners seeks permission to withdraw the writ petition with the liberty of filing another with petition after making a representation to the concerned authorities as per the mandatory requirement under Article 226 of the Constitution of India.

3. Permission granted.

4. With the above liberty, the writ petition is dismissed as withdrawn.

5. With the above order, CLMA No. 7931 of 2006 also stands dismissed as withdrawn.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C.J.)**
28.06.2006 28.06.2006

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